App. F. IX-4

1935.
(Law)

File No. 6-35
Serial Nos. 1-4

Previous References
Law 43-M-1-4
153-M-4-2
8-33-1-6

PRESERVED

Letter References.
Law 6-35-5-7

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Jour

Part B for Oct-'35

SUBJECT.

Re- the absence of S. B. Kongalappa, Cle PP's Office, Shimoga, without permission.

4) To The PPr, Shimoga.

WD 03607—GPB—22,500—2-8-35

RO-P 2364 & 8.10.'35
Informs that the period of absence may be treated as suspension

Dr. Abdul Azeez
12.10.35

From

The Addl. Sheristadar

No. 1. d. 12.7.35 stating that in the circumstances pointed out he has put his clerk Rangalappa under suspension and soliciting sanction of Govt for the appt of one M.K. Ramachandra Rao as substitute to carry on the Current work of the office

1) The Addl Pr reports that he has called for an explanation of the clerk and would take a further report in the matter. Sine praise may be awaited is solicited for the appointment of a substitute to carry on the Current work of the office from the date for order

TSD 9/7

2) In G.O of 8 April 1935 permission was granted "to the PPr sanctioning 15 days privilege leave to his clerk D. Rangalappa and appointing a substitute during the period for attend to urgent work. The PPr now sees that Rangalappa instead of returning to duty after expiry of the 15 days leave, began to extend it till about 27th march when he seems to have rejoined duty or a time when the PPr was away at Cheruvu in Chittoor Dt.

Please put up the files bearing to the transfer of clerk Basavaraj of this office

ppl 17.7

3) The connected Law files are put up

TSD 19/7

NOTE—Contn. Sheet

5) It is reported that the clerk attended to his work till 20th April and that on 21st the PPr requested him to prepare certain statements and went away to Ooty for a holiday trip - On his return from Ooty he found the work undone and the clerk also gone out of station - The clerk wrote on 9th may from Thiruvadavadi that he was unwell & wanted leave from 13th may - The clerk has also produced a medical certificate from a Sub Asst Surgeon on 28th June. The PPr has refused to grant leave or accept the medical certificate and has placed the clerk under suspension for non attendance to the work assigned and for leaving the headquarters without permission - He says he has called for the clerk's explanation & will submit a further reference in the matter.

6) The PPr wants Sanction for appointing one K. K. Ramachandran as a substitute and reports that pending Sanction I appointed him to carry out urgent current work in the office for one campus at the fixed pay Rs 25 p

+ The Candidate appointed is reported to have passed SSRE Exam

7) The appointment does not appear to be in accordance with C.R.B. rules. The PR will have to take action in accordance with such rules, but pending this, the present appointment may be allowed to stand.

~~Pol. Sec~~ Gen Secy / Thro' Secy, C.R.B } BM 19.7.35

(A) I agree N 29

25 JULY 1935 645

Recd 29/7/35

U. O. 16 / C. NS.

8) Inform accdly 1 Aug '35 //

Draft BM 30/7

9) Dft Sanct for appt JSD 31/7

10) Issue as revised BM 31/7

1 AUG. 1935

To,

The Pol. Shimoga

no. C. 837 dt 5.8.35 instructing necessary action to appoint a substitute accordance with CRB rule

See A

NOTE—Contn. Sheet

Law File No. 6 of 1935.

From

The Dy. Comr. Shimoga

No. C d 4.9.35 submitting an explanation of his clerk Kempalappa awaiting in the circumstances pointed out that the clerk's misconduct should be promptly dealt with and that he may granted leave on loss of pay until he receives an appt. in the Rev. Dept., and requesting that he may be permitted to appoint a person in his own place.

2) The only Contention raised by the clerk in his Explanation submitted, is that he left Shimoga after obtaining oral permission from the Dy. on 22nd April 1935 & avail himself of the summer Vacation. The Dy says that his Explanation is untrue and unbelievable. He produces a receipt obtained from the Amoden Hinda Hotel, Dharwar, to show that he was at only on 22nd April 1935. The clerk's explanation apparently seems to be false. The Dy. recommends that the clerk's absence from 17.6.35 upto the end of July Can be treated as leave without allowances. The total amount of leave that he is entitled under the rules is not known. He is said to have been appointed in 1931 and Confirmed in 1933. His service register may perhaps be called for to Calculate the actual leave at his credit.

12) As a punishment for the false

Serial No.

explanation offered. He GOr recommends that he (clerk) may be granted leave without allowances until he secures an appointment in the Hgs. Dept. in the Rev. Dept. He further solicits sanction of Govt to appoint a suitable substitute of his Choice to serve him as his work. This cannot be done as the recruitment has to be made according to CRs. rules in case the present incumbent is transfd to any other Dep.

Subn for Govt.

ISD 9/9/1

13) The clerk has proved unreliable & untrustworthy & I do not know if mere grant of leave without allowances would be sufficient in such cases. But the extenuating circumstances are i) that he is a native of mysore recently transfered to Shimoga in place of another clerk against him also the PPr, Shimoga had a long complaint to make.

on account of his false explanation

ii) that he is a young man holds a permanent ~~place~~ appointment belongs to a backward community.

iii) that he became unwell

WD 03594—GPB—30,000—13-7-35

6 15/2

Law File No. 6 of 193 General and Revenue Secretariat

and has produced a medical certificate
& this was at a time when the PPr
Mr Krishnadas was enjoying his
holidays at Ooty and the clerk could
not therefore take his permission -

(iii) The one thing against the clerk
is his giving a false explanation, but
in the circumstances mentioned, this
may perhaps be excused. The clerk
may therefore be granted leave without
allowances for the period of his absence
without permission.

(iv) As regards his transfer, there
is no place, because if he is transferred
to anyone, the PPr will get back
his old clerk Basavaraj, whom
he does not want. In these circs,
the PPr has to continue to have
the present clerk till Basavaraj comes back.

I agree Hm | ~~He is directed~~ Let out to the
Excise Deptt, as his name comes in
the list prepared by the P.R.B

for orders

Guernsey

H Deputy

× Vide marked Re

OFFICE OF THE
SECOND MEMBER OF COUNCIL.
1 OCT. 1935
No. SEP 1935

Hm 26 9

30/9/35

Hm 2/10

General and Revenue Secretariat | Laws File No. 6 of 1935. [App. F. III—2

Serial No.

3. OCT. 1935
GNL. & REV. SECTT.

1) Dft sent?
15/10 3/10
17) Issue
Mf 3/10

To,

Re Pr. Shimoga
no. P. 9564 d. 8.10.35 inf
period of absence which has been permitted
may be treated as suspension.

OFFICE OF THE PUBLIC PROSECUTOR, SHIMOGA DIVISION

Shimoga, Dated 8 July 1935.

Camp Chikmagalur

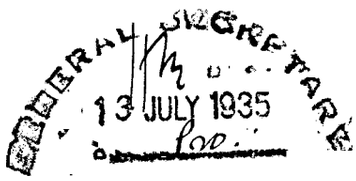
From

The Public Prosecutor, Shimoga Division,

Shimoga.

Law 6-35-1

To



The General Secretary to the Government

of His Highness the Maharaja of Mysore,

Bangalore.

Dated 8 July 1935.

Despatched 10 July 1935.

NO. / Confidential 10

Sir

Subject: The conduct of my Officer Clerk S.B. Kongalappa.

In view of the circumstances mentioned in my letter No. 289 dated 28th February 1935 granting 15 days' privilege leave to the above clerk from 21st February, and seeking the approval of the Government for the appointment of a substitute, the Government was pleased to approve ~~any~~ same in G.O.No. P. 5619-20 Law 156-34-2 dated 6th/8th April 1935.

The clerk should have returned to duty on 8th March But instead of rejoining his duty on that day he sent me a telegraphic communication from Mysore on 8th (The original is herein enclosed) March requesting for 16 days leave without assigning any reason Again, he sent another requisition dated 23-3-1935 (original enclosed) from his place, ——— Hondavadi expressing his inability to start and requesting 2 days privilege leave. And after this, he seems to have arrived at Shimoga on 27th March while I was away at Chitaldroog camp on sessions work and submitted his report for rejoining duty on 27th (original enclosed) to my camp address. Thus. the clerk has absented himself from the Office from 21st February up to 27th March for no reason-able

groundand that [illegible] a time when I was busily engaged in sessions work at Chikmagalur and Chitaldroog camps. I did not take immediate action on account of this remisness on his part as I wanted to give him scope for improvement and better conduct. But my expectations have proved fruitless and my former leniency has emboldened him to further dereliction from his duty anddefiance of office discipline.

Having thus rejoined duty just four days before the closing of the Civil Courts for summer vacation, he attended to the work of preparing quarterly returns till about 20th April and submitted the same on the said date. But in the meanwhile the correspondence work of the office had suffered considerably in the absence of the clerk and reminders had been received from the Deputy Commissioners of Shimoga and Kadur (original references herewith enclosed for perusal) And the clerk was directed by me on 21st April to prepare detailed statements re:- the stages of pending cases called for in the references on 21st April when I left Shimoga for a holiday trip and to send the same to my Ooty address so as to enable me to comply with the requisitions of the Deputy Commissioners.

The clerk has not only failed to attend to this work, but has gone out of Shimoga without applying for permission and obtaining any sanction. On my return to Head quarters, I found the assigned work unattended to and the clerk absent from Shimoga.

The first writing I received from him is the letter dated 9th May 1935 which was received here on 13th May (original enclosed) stating that he had stomache since 3 or 4 days and unable to join duty and asking privilage leave for an indefinite period without producing any medical certificate. After this, I received another letter (enclosed) dated 22/ 25-5-35 purporting to be addressed from Thondavadi but actually despatched from Mysore on 27th May stating that his state of affairs were bad and that he could not leave his house (... apparent falsehood) ... seeking privilege leave until 13th June as his health did not permit him to live alone in a

a distant place. The tenour of this letter proves his unwillingness ~~of this~~ to serve in this distant District of Shimoga.

Had the clerk's grievances been legitimate, he should have joined duty on 13th June But instead of doing so he sent the letter dated 9.6-35 (original enclosed) seeking for extention of privilege leave for 15 days from 13th June without assigning any reasons ~~therefor~~. After this, I have received from him two further communications, namely, (1) the telegram dated 27-6-35 despatched from Mysore (original enclosed) asking for extension of leave for one month and (2) the registered letter dated 28-6-35 but actually posted on 30th at Mysore enclosing a medical certificate said to have been granted by one Mr. S.A. Ramaswamy, Sub Assistant Surgeon of the palace dispensary and requesting for the extension of leave up to 26th July. The said certificate states that the clerk is suffering from colitis with irritability of heart (for how long is not mentioned) and that he requires rest and treatment for about four weeks.

The allegations of sickness is not bonafide and it is make believe story set up for the purpose of explaining his absence from Shimoga without permission and if the ailment was real, he should have got himself examined by the District Medical Officer of Mysore or Shimoga through my requisition. The belated medical certificate obtained at his own ~~intimation~~ initiative from a Sub Assistant Surgeon after the and sent 2 months' absence from duty, cannot be accepted. So, I am constrained to place the clerk under suspension and have asked him to submit an explanation for his failure to finish the assign work and for staying away from the Head quarters without obtaining previous written permission. The question whether his long absence from Shimoga should be treated as privilege leave or leave without allowances will be considered in the light of his explanation and in the meanwhile, as the Office work has suffered for want of clerical assistance for the past 2½ months and as I have to submit quarterly returns during this month, it is necessary that I should be immediately provided ~~with~~

provided with clerical assistance. I request you to accord your sanction for appointing Mr. H. K. Lakshmikantha Rao as a suitable substitute so as to enable me to carry on the current work of the office, and to issue orders carrying the above individual who has passed S. S. L. Examination in accordance with your sanction.

After the receipt of the clerk's explanation, a further reference will be made by me as to how he should be dealt with.

I have the honour to be,

Sir,

Your most obedient servant,

K Krishna Rao

Public Prosecutor.

Shimoga Division

Appendix F G—1]

SUBJECT .....

.....

.....

Section Law

File No. 6-35

Serial No. 2

Diary No. of letter replied to .....

No. 983)

To

The Hon. Sh ...

Sir

With reference to

Your letter no. 1 d 8.7.35

reporting about the Conduct of your office

Cum S.B. Kongalappa and soliciting

sanction of Govt for the appointment

of one H.K. Ramachandra Rao as a

substitute from 1.7.35 to Carry on the Current

duties of the office work. I am

directed to state that the appoint

ment of H.K. Ramachandra Rao

is not in accordance with the C.R.B

rules & ~~and therefore~~ Necessary

~~and to request~~ ~~that necessary~~

therefore

action may kindly be taken by

General and Revenue Secretariat

( )

the *193*

Date of issue 1-8-35

Signed by for b.s.c

List of enclosures .....

Copied by .....

Examined by.....

WD 01956—GPB—22,500—12-6-34

appoint a substitute accordingly

I am however to convey the sanction of Govt.
for the present appointment

made ~~hereby~~ ~~cancelled~~ hereby

this date taken directed above

I have &c

Secy to Govt
PWD

To,

The Chairman &c

[illegible]

[illegible] CRB rule [illegible]

Such appointment [illegible]

present a

made by [illegible]

[illegible]

Chairman [illegible]

[illegible]

Thro'

Govt

Forwd

Copy to CRB
+ Circle

) As regards S R Kompaliappa, [illegible]

~~the further reference~~ promised by you

in ~~the~~ ~~letter~~ of ~~you~~

you to request that his explanation
the further reference promised by you
be submitted for [illegible] report
without delay

C. INDIAN POSTS AND TELEGRAPHS DEPARTMENT 1 5t

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.

Rs.	As.

Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minutes.	Service Instructions.	Words.
Mysore	8	10	5		

TO

Reed. here at 12.32 M.

Public Prosecutor

Kodagu

Pray Maxteen Engs. Coorg

Kongadappa

N. B.—The name of the Sender, if telegraphed, is written after the text.

Karimi Bux Bros., Printers. —73 (B-4)—12-4-33—2,00,000 Bks.

2

To The public prosecutor
Shimoga division
Shimoga

Subamitted

I beg to Submit that I am unable to Sleat today to report myself on duty on account of my worries at home therefore I humbly Request your honour to Kindly grant me further two days prevelage leave and pays excuse

I hope that my humble Request will be granted

I beg to Remain
Respected Sir
your most obedient Servant
S B. Kompaiaffa
Clerk.

Thoundavadi
23/3/1935

7 393
25.3.35

To

The Public Prosecutor
Shimoga division
Camp chikkadevp.

Submitted

I beg to Report my self on
29/4/35 duty to-day the 27th March 1935
27/3/35
my Report for further 2 days previous
leave submitted by post from Thondavadi
is also submitted along with the
office papers for your kind
perusal

I beg to Remain
Respected Sir,
Your most obedient Servant
S. B. Kongaloffa
Clerk

Shimoga
27. 3-35

To

B. Krishna Rao Esq. B.A, B.L.
Public Prosecutor
Shimoga Dt. Shimoga.

Sub:-

I beg to state that I am suffering from Stomach-ache from last 3 or 4 days I am in so bad health that I can not move and attend on duty. I am intending to go to mysore for treatment. If necessary I will submit medical certificate for the state of my health.

Under the above circumstances I beg to request you to kindly grant me previlage leave from 13th instant for a period certified by the Doctor

I hope that my humble Request will be granted and pray Excuse

Thavandavadi
9.th May 1935

I beg to remain
Respected Sir,
Your most obedient Servant.
S. B. Kongalappa
Clerk

S. B. Kongalappa
Thavandavadi
Heemolepet Taluk
Mysore Dist

Respectfully

Yours truly
Public Prosecutor
Attorney at Law

Enclosure: Power of Attorney

I beg to inform you that I am unable to appear before the Court on Saturday, as I am to be cross-examined in another case. I am therefore requesting that the hearing of the said case be postponed to Monday.

I beg to return herewith the Power of Attorney duly executed by the Defendant.

Yours truly
Public Prosecutor

Dated this 9th day of May 1935

I am suffering from Headache, if
I Remain here alone I cannot improve my health
I will be going to mysore for take proper
medicine On account of money for extended
at mysore & could not go over there I am pas
in much troubls and inconvinicence I
humbly Request you to kindly send me my
pay for the months of March and April 1935
I am expecting money order from you. If I w'n
take proper medicine my health will be
spoiled therefore I once again Request

I request you to kindly send me an early

Yours obediently

9th May 1933.

S. B. Konalappa

B. Krishna Rao Esqr B. A. & L.

Public Prosecutor

Shimoga Dist Shimoga

Respected Sir

In Continuation of my Report dt 9-5-35, I beg to state that my State of affairs are so bad that I could not leave my house and moreover my health does not permit me to live alone in a distant place therefore I Request your honour to Kindly extend my previlage leave till 13th June 1935.

As I am in great trouble and distress Condition I

humbly Request you to Kindly
Send my pay for the months of
March and April 1935

I hope that my humble
Request will be fulfilled

I beg to Remain
Respected Sir
Your most obedient Servant

Thondavadi
22-5-35
28

J. B. Kongalappa
Clerk

J. B. Kongalappa
Thonnavadi
Gundlupet Taluk
Mysore Dist

Mysore 1
9. 6. 1935

To

B. Krishna Rao Esqr B A BL.

Public Prosecutor
Shimoga Dist Shimoga.

Respected Sir

In Continuation of my Reports dated 9-8-1935 and 22-5-1935 I beg to request your honour to kindly grant me privilege leave for 15 days from 13th June 1935

I beg to remain

Respected Sir
Your most obedient Servant
[illegible]
Clerk

P. T. O

C.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.		Office Stamp.
Rs.		

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Jhajhone	21	18	35		

TO

Recd. here at 19 H. 09 M.

Public Prosecutor Jhajhu
please [illegible] Court
for one month [illegible]
Jhajhu Rangaraya

N. B.—The name of the Sender, if telegraphed, is written after the text.

Karim Bux Bros., Printers, Calcutta—562 (B-82)—21-7-32—1,00,000 Bks.

To

Encl:- One.

The Public Prosecutor 18
Shimoga division
Shimoga

Respected Sir

In Continuation of my Telegram No. 53 dated 27th June 1935 I beg to submit herewith medical Certificate No. C 46 dated 28th June 1935 Regarding the State of my health, and Requesting you to Kindly Extend my leave till 26th July 1935.

As I am in much trouble and in bad health there is nothing more for me than to apply for your generous help to grant me Extension of leave.

I have not drawn my pay for the months of March, April and June 1935 and hence I am much hard up for money

I therefore humbly pray that you may graciously be pleased to draw my Salary and arrange to send the same here by postal Money order

Begging to be Excused for the Trouble

I beg to Remain
respected Sir
Your most obedient Servant

(sd) S. B. Hongalagi
Clerk

Mysore
8/6/35

S. B. Hongalagi
Thavaragavadi
Gundlupet Taluk

2010

C46

This is to certify that S.B. Kongathappa, Clerk, Public Prosecutor's office, Shimoga is suffering from Colitis with irritability of heart, He requires rest and treatment for about four weeks.

S A Nanjunda Swamy
Sub Asst. Surgeon
Palace Dispensary
Mysore
28/6/1935

GPB

1934-35

From

The Deputy Commissioner,

Shimoga District,

To

The Public Prosecutor,

Shimoga.

Dated 3rd April 1935.

Despatched

Received

General No. A.3.P.S.8/24-25

No.

Enclosure No.

Sir,

I have the honour to request you to intimate very early as to the stages at which the marginally noted cases stand. The unnecessary delay caused in the matter of furnishing replies to some of the references of this office should be avoided. The matter may be treated as urgent and replies sent immediately.

I have the honour to be,

Sir,

Your most obedient servt,

For Deputy Commissioner,
Shimoga.

1. O.S.37/21-22 on the file of the Subordinate Judge Shimoga Sravamma Rs 220/-.
2. " 29/28-29 on the file of Do, Rambhatta Rs 510/-
3. " 42/27-28 Do Subrahmanya Pande Rs 322½
4. " 9/27-28 Do SubbaRao Rs 176/-
5. R.A. 29/29-30 Do Rachappa Rs 188¾
6. O.S.61/27-28 DO Chinnanna Rs 222½
7. O.S.303/23-24 on the file of Munsiff, Shimoga, D.Nagappa Rs 5/-
8. " 817/20-21 Do D.Nagappa Rs 155/-
9. " 296/24-25 DO Sithabai Rs 157/-
10. " 261/29-30 Do Karibasappa Rs 135/-
11. " 365/27-28 Do Narasamma Rs 59/-
12. " 311/29-30 Do Hiriyakka Rs 53/-
13. " 478/27-28 Do Sathya-Bhamamma Rs 60/-
14. " 289/29-30 Do Lambai Laxmi Rs 29½
15. " 424/ " Do Sankoo Rs 191¼
16. " 16/ " Do Channabasappa Rs Rs 80/-
17. " 423/ " Do Kalamma Rs 53/-
18. " 150/24-25 Do Gopal Rao Rs 110/-
19. " 3/31-32 Do Veerappa Rs 135/-
20. " 484/27-28 Do Manianathiya Rs 182½
21. R.A. 44/30-31 on the file of the Subjudge Shimoga. Nagesha Rs 402½
22. O.S.223/31-32 on the file of Munsiff Shimoga- Giddanna Rs 32/-

LIMITATION EXPIRES ON 27-5-35 IN RESPECT OF THE ABOVE CASES.

23. O.S.150/30-31 on the file of Munsiff Shimoga Mallavva Rs 25½
24. O.S.301/28-29 Do Shivalingavva & Veeravva Rs 116¼
25. " 7/22-23 on the file of District Judge Shimoga Nagoo Bai Rs 918/-
26. " 96/31-32 on the file of Munsiff Shimoga Ambakka Rs 24/-
27. " 256/32-33 Do Mallappa Rs 46/-
28. " 412/32-33 Do Amba Bai Rs 12¼
29. " 16/29-30 on the file of District Judge Shimoga Krishnamurthy Rs 276¼
30. " R.A. 121/28-9 Do Subrahmanyappa Rs 140-11-0
31. " O.S. 26/31-32 on the file of Munsiff Shimoga Baba Sab Rs 92/-
32. " 328/26-27 Do Rajibai Rs 78/

In certain cases court files are to be referred, hence the information will be sent after opening

From

The Deputy Commissioner,
Kadur District,
Chickmagalur.

To

The Public Prosecutor,
S H I M O G A.

Dated

Despatched 4/3/1935.

Received

General No. C.Per. 87/34-35.
No.

Enclosure No.

Subject:- Recovery of institution fee due to Government in certain cases.

Sir,

I have the honour to request you to intimate at once the stag of pendency of the following cases.:-

1/25-26.	Sub Judge. Shimoga.	O.S.186/25-26.	Hariyappa Vs. Subraya
4/29-30.	Additional Sub Judge, Shimoga.	O.S.1/25-26.	Rangayya Vs. Ganganna In this case challan for hav credited Rs.152/- was received with your letter No.249 dated 1/2/35. There is still a bala of Rs.233/- to be recovered. Action taken for the recover may be intimated.
/29-30.	District Judge, Shimoga.	17/20-21.	Channegowda Vs. Eregow...
11/29-30.	Additonal Judge, Shimoga.	O.S.8/25-26.	Narayana Rao Vs. M.S. Venkatarao.
1/30-31.	Sub Judge, Shimoga.	O.S.47/28-29.	Gangamma Vs. Rudrappa.
7/30-31.	-do-	O.S.58/28-29.	Devarappa Vs. A. Subba Rao
1-9/32-33.	Dist. Judge. Shimoga.	App.199-207/31-2.	Syed Rahim Vs. A.P. ahamed Sadak Sab.
15/32-33.	Munsiff's Court, Chickmagalur.	O.S.732/31-32.	Sannayya Vs. Rangayya.
3/34-35.	Munsiff's Court, Narasimharajapura.	O.S.265/32-33.	Parvatamma Vs. Subraman Sastri.

If no reply is received within a week, action will be

will be taken to withdraw all the cases from you.

I have the honour to be

Sir,

Your most obedient servant,

For Deputy Commissioner,

Kadur District.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 2nd August *193* 5.

No. P837

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Public Prosecutor,

S h i m o g a.

Sir,

With reference to your letter No.1 dated 8th July 1935 reporting about the conduct of your office clerk, S.B.Kongalappa and soliciting sanction of Government for the appointment of one H.K. Ramachandra Rao as a substitute from 1st July 1935 to carry on the current duties of the office work, I am directed to state that the appointment of H.K.Ramachandra Rao is not in accordance with the Central Recruitment Board rules. Necessary action may therefore be taken immediately to appoint a substitute in accordance with Central Recruitment Board rules. Pending such appointment, the present appointment made by you is allowed to stand on a temporary basis as a very special case.

2. As regards S.B.Kongalappa, I am to request that his explanation and the further reference promised by you be submitted for orders of Government without delay.

I have the honour to be,

Sir,

Your most obedient servant,

Sd. H. V. Ramaswami,

General Secretary to Government.

P.T.O.

Memo No. P838-39 / Leus 6-35-2 dt 6-8-35—

Copy of the above is forwarded with compliments to the (1) Comptroller to Government (2) Secretary, Central Recruitment Board.

By Order.

Fair Draft.

For General Secretary to Government.

camp letter No 4
Encs. 2

Office of the Public Prosecutor,
Shimoga Division,
Dated the 31st. Aug. 1935.

From The Public Prosecutor (Camp) Chikmagalur.
To himself
Shimoga to. Law 6-35-3

To,

The General Secretary to the Government of His Highness the Maharaja of Mysore,

B A N G A L O R E.

5 SEP 1935

Sir,

Subject:- Re: the explanation of the office clerk S.B. Kongalappa:-

In continuation of my camp letter No. 1 dated 8/12 th July 1935 despatched from Chikmagalur and with reference to your letter No. P. 837/ Law 6-35-2 dated 2/5th Aug. 1935, I have the honour to state that the office clerk came to Shimoga and reported himself on duty on 27th July at 3-30 P.M., but was actually taken on duty from 1st Aug. On my requisition to give his explanation for leaving the station without written orders, and on two other points, he has submitted his written explanation which is an enclosure to this letter.

2) With regard to his explanation I have to state that his assertions that I orally permitted him on 22nd. April 1935 to go to his native place for utilising the summer holidays, and that he did not apply in writing and obtain previous written permission to be absent from Head-quarters on the ground that I gave him oral permission on 22nd. April are untrue and unbelievable. Since the clerk was absent from the Head_quarters from 21st. February continuously up to 27th. March and the urgent references received from the Deputy Commissioners of Shimoga and Kadur Districts (which have already been sent to the Government as enclosures to the last reference) have not yet been attended to and replied, one could easily see how the oral permission

set-up by the clerk is improbable especially in view of the fact that I was myself then moving out of my Head-quarters on a Holiday trip. But as a matter of fact I had reached Ootacamond by then and was at that place on 22nd. April as is evident from the enclosed cash-bill issued to me by the propritor of the Ooty branch of the Mysore Modern Hindoo Hotel. So that the clerk's explanation that he left Shimoga after obtaining my oral permission on 22nd. April is untrue and a pure invention to get over the scrape, he has got himself into by his inexcusible conduct.

3) Similarly, his explanation that he considered it unnecessary to send replies to the references of the two Deputy Commissioners as he had sent the quarterly returns regarding the pending cases pf the said Districts is equally untenable and is an after-thought. I fail to conceive how those references did not require replies merely because the clerk had sent quarterly returns to the Government. Evidently the clerk has invented this false explanation as opposed to the remarks which he has made on those references which can be perused and a casual glance at them shows that he wanted to reply after the summer vacation.

4) The Government will thus see how this clerk is prepared to invent false explanations to get over his remisness in the discharge of his duty and to throw the blame on his official superior. His conduct is so blame-worthy, that no lenient view of his case can be taken and as such he deserves proper punishment. His service register shows that he was appointed on 8-7-1934 and he is said to have been confirmed on 4-7-1933(as per letter No. 1433 dated 13-5-1935 from the Mysore Public Prosecutor) with retrospective effect.

5) As I have already reported in my previous letter, the clerk instead of returning to duty on 8th. March, after the expiry of 15 days privelege leave granted to him, stayed away for invalid and inadequate reasons and finally joined duty on

27th. March apparently after the expiry of 2 days beyond the privilege leave sought for by him in his letter dated 23-3-1935. However, his absence from duty between 8th. March and 27th. March may be treated as privilege leave and he is entitled for the same. And as regards his absence during the beriod commencing from 23rd. April 1935 to 27th. July 1935 which isapproximately Three months and Four days, the whole period of his absence can not be treated as privilege leave since under retrenchment rules re: the grant of privilege leave no one can be granted more than Three months. Hence deducting 34 days an account of his absence from 21st. February up to 27th. March, the clerk is entitled to the balance of 56 days towards privilege. So that, the full period of privilege to which he is entitled under the present rules expires at the end of 13th. June. Hence his absence from 13th. June up to the end of July can only be treated as leave without allowances.

3) To accept his untrue explanation and to allow him to continue in this office would be to afford premium to those who are regardless of office discipline and who are prepared to bring their official superiors to ridicule. To maintain the prestige of this office it is necessary that the clerk's misconduct should be suitably dealt with. But I am not inclined to recommend the extreme step of dismissal. This clerk's native place is in Mysore District and he is apparently unwilling to serve in Malanad. So I recommend that he may be granted leave on loss of pay until hesecures an appointment in the Mysore District in the Revenue Department, and the Deputy Commissioner of Mysore District be requested to provide him with a job.

I further request that I may be permitted to appoint a suitable substitute of my choice who will look me as his master, so that I may carry on the Government work peacefully and without interruption during the remaining period of my tenure. And in case the Government does not accept my proposal it may be

pleased

pleased to address the Deputy commissioner of Shimoga to provide me with a suitable hand from out of his establishment.

I regret I could not reply earlier owing to the continued sessions and other work.

I have the honour to be

sir,

Your Most Obedient Servant,

B. Krishna Rao

PUBLIC PROSECUTOR.

(Camp) Chikmagalur.

B. [illegible] Esq., **Dr. t**

THE MODERN HINDU HOTEL

MYSORE.

30

Room No. _____ *Date* 12/5/35

MOTOR CARS AVAILABLE FOR HIRE.

DATE	PARTICULARS	Rs.	As.	Ps.
From 22/4/35	Board &c. Charges for 19½ days	117	0	
To 12/5/35	Mysore Bill	3	4	0
	Extras	4	3	0
		124	7	0
	Less	0	12	0
Rupees		123	11	0

RECEIVED PAYMENT WITH THANKS
Rs. 123-11-0 per Cash
in full settlement
for THE MODERN HINDU HOTEL
OOTACAMUND.

150-00-0
123-11-0
1-5-0

Enclosure No. 2 to Dy. C's letter No. 5180 dtd 31

To

The Personal Assistant
Shimoga Division
Shimoga.

Sir,

I beg to submit my explanation to the charges in each of the points as per your Memo dated 27.7.35

1 When did he leave Shimoga for his native place in April last?

In April last, after taking oral permission of your honour I left Shimoga to my native place (Gundapet) on 2nd night

Why did he not immediately attend to the task of preparing replies, though ordered to do so by the References of the Deputy Commissioners of Shimoga and Kadur Districts received in the matter of the pendency and Stage of the Executive Cases pertaining to the Dis.

Since I had sent the quarterly Statements of the Districts for the quarter ending the 31st Mar 1935 It was unnecessary to reply for the References received from the Deputy Commissioners of the Several Districts and I have w[illegible] the same to your honour on 13.4.1935 (when I discharged the

The above quarterly Statement

(3.) Why did he not apply in writing to the undersigned for permission to leave Shimoga and obtain the previous permission before departure?

During last Dasara Vacation on 17-10-1934 I orally represented to your Honour and prayed for permission orally to avail myself of Holidays and to go to my place you were kind enough to permit me to go to my place as I requested then on 22nd April 1934 I orally represented my all grievances to your honour and prayed to kindly permit me to avail myself of the Remaining Summer Vacation and to go to my native place your Honour was so kind enough to Order me orally to go to my place during the Vacation Sir your honour was pleased to permit me by Oral orders I am not take written orders and proceeded to my place as I had gone during the Dasara Vacation

I was due here yesterday I Came to at 10.30 A.M. since it was really 11 A.M. I thought Thank you your honour might come to the Court and wanted

waited near the office Room till 1.30 P.M
Since your Honour did not come to the office
(In the Distrct office compound) I went to your
house where I learnt that yr honour
had just left to the Court Immediately
I Came to the Court, Since your honour was
engaged till 3 P.M I waited outside and
presented my Report in the office too
at 3.35 P.M. when your honour Came to
the Office Room.

Shimoga
27.7.1935

S. B. Kongalopp
Clerk

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P 2364 Rev 1-35-4 Dated, Bangalore, 4th October 1935

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Public Prosecutor,

Shimoga.

Sir,

With reference to your letter No.4 dated 31st August 1935 forwarding the explanation of your clerk, S.B.Kongalappa, I am directed to state that in the circumstances pointed out in your letter Government observe that the conduct of S.B.Kongalappa in absenting himself without permission and offering a false explanation therefor is far from satisfactory and therefore direct that the period of his absence without permission may be treated as suspension without allowances.

As regards his transfer, I am to state that he cannot changed now, until P.N.Basavaraj who is working in the Mysore Public Prosecutor's Office gets a job in the Excise Department where his name has been registered in the Central Recruitment Board list.

I have the honour to be,
Sir,
Your most obedient servant,

Sd. H. V. Ramaswami.
General Secretary to Govt.

Memo No. P 2365 Dated, Bangalore, the 4th October 1935.
Copy of the above is forwarded with compliments to the Comptroller to Government for information.

By order,

For General Secretary to Govt.

TSD

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

No P2364 Lam 6-35-4
dt 28-10-35

To,

The Br. Manager

Sir,

With reference to your letter no. 4 d 31.8.35 forwarding the explanation of your Clerk S.B. Kangalappa I am directed to state that in the circumstances quoted in your letter for absence the Conduct of S.B. Kangalappa in absenting himself without leave and offering a false explanation thereof is far from satisfactory, and therefore direct that the period of his absence without permission may be treated as suspension without allowance.

As regards his transfer I am to state that the Canara be Changed now, until a Basavaraj who is working in the

ND 0186—GPR—15,000—6-9-34

Mysore Govt's office gets a job
in Excise Dept's where his name
has been registered in the C.R.S
list.

I have the
pleasure
to forward
herewith
8-10-35
Receipt No. 2365 dt 7-10-35
Copy to the Comptroller for
information